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required by the USPTO Office Action (certified mail, registered mail, USPTO Fax number 571-273-8300, or by phone). Furthermore, I always replied to every single USPTO Office Action in reference to **Application No. 09/945,501 - Filing Date 08/31/2001**, within the allotted time given to me by the USPTO.

3. I would then wait for a reply up to 1 month before following up with a phone call to the USPTO Department or Staff Member my Office Action Reply's were sent to. In the case of not receiving my Notice of Allowance, I had spoken with Peter Poon in Technology Center 3600 several times before it was sent out by the USPTO and was informed to have patience.
4. My system was slightly modified September of 2003 when my father in-law moved into my previous USPTO registered mailing address pertaining to **Application No. 09/945,501 - Filing Date 08/31/2001** of: 827 Royalwood Ln, Oviedo, FL 32765. My wife and I moved to a low cost apartment while we began building a house as owner builders. We felt that it was better to continue receiving USPTO Office actions at my registered address since I was awaiting my Notice of Allowance and did not want anything to go wrong. My father in-law is a retired Attorney to the Governor of Puerto Ricco. He is very experienced and well organized in filing Legal Dockets and has managed to sort and collect every piece of mail I was supposed to receive at the address of 827 Royalwood Ln, Oviedo, FL 32765.
  - A. His method of collecting the mail was to walk out and greet the mail person every day mail came since he's retired and always home. He would immediately separate my mail from his. He further sorted all my USPTO Mail and put it into a folder marked Glenn's USPTO Mail, and all of my other mail was put into a separate folder marked Glenn's Mail. He would put these folders inside his office filing cabinet. I would come over once every weekend to collect all my sorted mail and transfer them to two additional folders marked "Glenn's Personal and Business Mail" and "USPTO Incoming Mail" as stated above in step two and thus my USPTO mail was transferred to my apartment.
  - B. I would then continue the Step Two of my System and Method of collecting USPTO Office Actions and Letters.

I received the USPTO Holding of Abandonment, and USPTO Dismissal to Withdraw Holding of Abandonment, and every other USPTO Office Action ever received and have always replied within the allotted times set forth by the USPTO. It is odd that I've received all of my personal mail that I was ever suppose to receive during the time I had my father in-law collect my mail at the address of 827 Royalwood Ln - Oviedo, FL 32765. So I ask that in reconsideration to my efforts to go through the entire USPTO Patent Process on my own without any assistance of an attorney, and that I did it all by the book within all required time lines and written formats, that there is no way that I would jeopardize the most important piece of mail my career could ever receive. My System and Method for collecting my mail has worked from the start of my **Application No. 09/945,501 - Filing Date 08/31/2001**. There has never been any piece of mail from the USPTO that I have not received other than the **Notice of Allowance** in over 4 years of Communications between myself and my **Application No. 09/945,501** with the USPTO. I have not lost any personal mail using my System and Method for Collecting mail ever. Although it shows in the USPTO Data Base that indeed a Notice of Allowance in reference to **Application No. 09/945,501** was sent to the previous registered address of **827 Royalwood Ln - Oviedo, FL 32765**, I believe it is possible it

never made it out of the USPTO Mail Room. There have been times after I initially filed back in August of 2001, that mail broke down in the USPTO due to Post 9/11 issues we all faced. It is documented in my

earlier Replies to USPTO Office Actions that I had proof of sending Replies to USPTO Office Actions with certified receipts that a USPTO Staff Member signed for it, and yet my Replies were lost in the USPTO System never reaching the appropriate department or staff person. As a result of this, those Replies to USPTO Office Actions needed to be sent again. There has been potential room for error on behalf of the USPTO between now and the **Filing Date 08/31/2001** of my **Application No. 09/945,501**. Perhaps the reasons stated below could have caused my USPTO Notice of Allowance to never reach me. They are as follows:

- A. The USPTO Mail used 3<sup>rd</sup> party mail services for screening mail due to the Anthrax scares back when some of my replies were lost..
- B. The USPTO departments or staff members that changed responsibility of handling my **Application No. 09/945,501** several times, even when it wasn't finished being examined by a particular department (initial form reviews changed hands, the technology center changed examiners before leaving that department, and even the petitions examiners have changed responsibilities in which staff member or department will handle my **Application No. 09/945,501**).
- C. Department offices and staff members during particular stages of the USPTO Examination Process' moved locations and phone numbers several times from the beginning of my **Application No. 09/945,501 - Filing Date 08/31/2001** and throughout the entire time it's been in the system.

I have certified or registered receipts for all mail I've ever sent to the USPTO in the event it was lost. I only wish the USPTO would at least on any Notice of Allowance implement a safeguard to assure it reaches it's destination such as a certified or registered receipt and pass the bill on to the patent holder. At least for independent inventors who hold a small entity status such as my self and . Whereas now the USPTO doesn't have any proof it actually reached my address other than the USPTO Data Base showing it was mailed out. Also I'm sure anyone reading this letter has had the mail person give you someone else's mail before, which in this case could have possibly happened as well.


I don't know what else more I can ask other than to please take into reconsideration that it is a possibility that the mistake was in the USPTO mail room or perhaps with the final mail person delivering my mail. And to reconsider my accomplishment of achieving a Notice of Allowance all on my own as a small entity without any prior experience in filing a US Patent. The fact that every thing I had to do was done in the required time frames and that I never dropped the ball or gave up should really back up my request for reconsideration to Withdraw Holding of Abandonment on my **Application No. 09/945,501 - Filing Date 08/31/2001** .

With all due respect, it absolutely never made it to my previous registered address of 827 Royalwood Ln - Oviedo, FL 32765. I ended up contacting Peter Poon in Technology Center 3600 and found out my patent had been issued a Holding of Abandonment, before I ever received the Holding of Abandonment by mail. My life and family's future depend on this pivotal career decision that rests in the hands of the USPTO Petitions Officers who will review this letter and my Request to Withdraw Holding of Abandonment. I can't imagine why I would lose my patents for a Notice of Allowance Letter that I never received or how any USPTO Staff Member could not see a reasonable doubt in the success of the mail system actually

delivering this vital document pertaining to my career and my life's work. I never received a phone call, fax, or email prior to the USPTO Holding of Abandonment. I've made every fair and logical point I can make and want whoever makes this decision to know it will greatly effect my life. I've worked my entire life for the opportunity to achieve a successful pet product that I will be manufacturing in the US while employing US Citizens with a system that will afford this and allow me to contribute to stray animal programs across the US. In the faith of all US Independent Inventors who mold and shape our great nation and strive to create employment for US Citizens, **please** Withdraw Holding of Abandonment and re-issue my USPTO Notice of Allowance for **Application No. 09/945,501 - Filing Date 08/31/2001**.

I was so upset in the first page of the last dismissal that I didn't see the 2<sup>nd</sup> page offering me opportunity to revive my patent. However, now that I'm aware of it and the \$750 fee, I realize that's a lot of money for my position as a small entity status. I'm asking that another Notice Of Allowance be sent to my updated address of 4440 Brighton Blvd, Mims FL 32754 with the allotted time to reply and pay my Issue Fee of \$700 and Publication Fee of \$300. I have suffered tremendous damage to our home during the past hurricane seasons in Florida, and have faced serious health issues and really need that \$750 Revive Fee for other things. I appreciate your time and understanding.

Respectfully Submitted,

  
Glenn Martyn

4/12/06